IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.7320 of 2008

RABINDRA PRASAD
Versus
STATE OF BIHAR
---

2 1.5.2008 Heard.

This is a case under Section 7 of the Essential Commodities Act. The allegation against the petitioner is that he was indulged in black marketing of the LPG gas cylinders. 25 gas cylinders were found in Mini truck near his shop and 38 empty gas cylinders were kept in a room of the house of the petitioner.

Learned counsel for the petitioner submitted that a co-accused of the case has already been released on bail. So far as the recovery of cylinders is concerned, learned counsel submitted that the petitioner was keeping those cylinders only for convenience of the villagers as the cylinders were carried one place to another at a long distance and hence, the vendors used to keep the cylinders in his housed for the convenience of the business man as also the villagers. He also submitted that the petitioner is in custody since 29.11.2007 and about to complete six months.

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Considering the period of custody, petitioner Rabindra Prasad is directed to be released on bail, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Ist Additional Sessions Judge, East Champaran at Motihari in connection with

Kesariya P.S.Case No. 128 of 2007/Trial No. 3868 of 2007.

DKS/ (Rekha Kumari,J)

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